



General Assembly

## ***Amendment***

***February Session, 2022***

**LCO No. 6415**



Offered by:  
REP. D'AGOSTINO, 91<sup>st</sup> Dist.

To: Subst. House Bill No. **5222**

File No. 197

Cal. No. 178

### ***"AN ACT CONCERNING PAID SOLICITORS OF CHARITABLE FUNDS AND CHARITABLE ORGANIZATION TRANSPARENCY."***

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- 1      In line 318, strike "when engaging in solicitation, or"
- 2      In line 322, insert "solicitation" after "printed" and after "(ii)" insert
- 3      "solicitation"
- 4      After the last section, add the following and renumber sections and
- 5      internal references accordingly:
- 6      "Sec. 501. Subsection (f) of section 42-110d of the general statutes is
- 7      repealed and the following is substituted in lieu thereof (*Effective from*
- 8      *passage*):
- 9      (f) The commissioner or the Attorney General or their employees
- 10     shall disclose, in accordance with the provisions of the Freedom of
- 11     Information Act, as defined in section 1-200, all records concerning the
- 12     investigation of any alleged violation of any provision of this chapter,
- 13     including, but not limited to, any complaint initiating an investigation

14 and all records of the disposition or settlement of a complaint. For  
15 purposes of this section, "disposition" shall include the following action  
16 or nonaction with respect to any complaints or investigations: (A) No  
17 action taken because of (i) a lack of jurisdiction; (ii) unsubstantiated  
18 allegations or (iii) a lack of sufficient information to draw a conclusion,  
19 as determined by the commissioner, after investigation; (B) referral to  
20 another state agency, or to a federal or local agency, or to law  
21 enforcement authorities; (C) an acceptance of an assurance of voluntary  
22 compliance in accordance with the provisions of section 42-110j; and (D)  
23 formal action taken, including the institution of administrative  
24 proceedings pursuant to subsection (d) of this section or court  
25 proceedings pursuant to section 42-110m, 42-110o or 42-110p. The  
26 commissioner may withhold such records from disclosure during the  
27 pendency of an investigation or examination held in accordance with  
28 subsection (a) of this section, but in no event shall the commissioner  
29 withhold from disclosure any such records [longer than a period of  
30 eighteen months after the date on which the initial complaint was filed  
31 with the commissioner or after the date on which the investigation or  
32 examination was commenced, whichever is earlier] after the date on  
33 which the investigation is closed. Nothing herein shall be deemed to  
34 affect the rights of litigants, including parties to administrative  
35 proceedings, under the laws of discovery of this state.

36 Sec. 502. Subsection (a) of section 3 of substitute senate bill 6 of the  
37 current session, as amended by Senate Amendment Schedule "A", is  
38 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
39 *2023*):

40 (a) The provisions of sections 1 to 11, inclusive, of [this act] substitute  
41 senate bill 6 of the current session, as amended by Senate Amendment  
42 Schedule "A", do not apply to any: (1) Body, authority, board, bureau,  
43 commission, district or agency of this state or of any political  
44 subdivision of this state; (2) nonprofit organization; (3) institution of  
45 higher education; (4) national securities association that is registered  
46 under 15 USC 78o-3 of the Securities Exchange Act of 1934, as amended  
47 from time to time; (5) financial institution or data subject to Title V of

48 the Gramm-Leach-Bliley Act, 15 USC 6801 et seq.; [or] (6) covered entity  
49 or business associate, as defined in 45 CFR 160.103; or (7) air carrier, as  
50 defined in, and regulated under, the Federal Aviation Act, 49 USC 40101  
51 et seq., as amended from time to time, including the Airline  
52 Deregulation Act, 49 USC 41713, as amended from time to time."

This act shall take effect as follows and shall amend the following sections:

Sec. 501	<i>from passage</i>	42-110d(f)
Sec. 502	<i>July 1, 2023</i>	SB 6 (current session), Sec. 3(a)